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DEPARTMENT OF ECOLOGY
EASTERN REGIONAL OFFICE



STATE OF WASHINGTON APPLICATION TO ENTER A WATER RIGHT INTO THE TRUST WATER RIGHT PROGRAM

NOTE: THIS FORM IS ONLY TO BE USED FOR THE
ACQUISITION OF WATER INTO THE TRUST WATER RIGHT PROGRAM

(Check all that apply.)

- ☐ Lease
☐ Purchase
☒ Donation
☒ Other

Explain: Temporary Donation

☐ Portion of the identified existing water right

IF FOR SEASONAL OR TEMPORARY, START DATE 12/01/12
END DATE 11/31/17

FOR OFFICE USE ONLY

FILE No. WRIA

DATE ACCEPTED / / BY

FEE \$ REC'D / /

CHECK No.

SEPA: ☐ Exempt ☐ Not exempt

IF MORE SPACE IS NEEDED, ATTACH ADDITIONAL SHEETS (PLEASE PRINT OR TYPE CLEARLY)

1. Applicant Information:

APPLICANT/BUSINESS NAME Jana McDonald, P.E., CPM Development Corporation jmcdonald@oldcastlematerials.com		PHONE NO. (509) 534-6221	FAX NO. (509) 536-3051
ADDRESS 5111 E Broadway			
CITY Spokane Valley	STATE WA	ZIP CODE 99212	

CONTACT NAME (IF DIFFERENT FROM ABOVE) Gene St.Godard, P.G., L.Hg.		PHONE NO. (509) 953-9395	Email: stgod@comcast.net
ADDRESS WNR Group, Inc., PO Box 28755			
CITY Spokane	STATE WA	ZIP CODE 99228	

2. Water Right Information:

WATER RIGHT OR CLAIM NUMBER G3-25690C	RECORDED NAME(S) Acme Concrete Company
DO YOU OWN THE RIGHT? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO IF NO, PROVIDE OWNER(S) NAME and ADDRESS:	
HAS THE WATER BEEN PUT TO BENEFICIAL USE IN THE LAST FIVE (5) YEARS? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO	
ARE WATER DIVERSIONS/WITHDRAWALS OF THIS WATER RIGHT METERED OR MEASURED? <input type="checkbox"/> YES <input checked="" type="checkbox"/> NO	
IMPORTANT! PROVIDE INFORMATION SHOWING THE EXTENT OF WATER USE FOR EACH OF THE LAST FIVE YEARS	

Please attach copies of any documentation that demonstrates consistent, historical use of water since the right was established Also if you have a water system plan or conservation plan please include a copy with your

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WATER RIGHT NO. FILE (contract) NO.

3. How is Water to be Made Available for Trust?

<input type="checkbox"/> Alteration in method of diversion	<input type="checkbox"/> Alteration in water use/ irrigated acreage
<input type="checkbox"/> Alteration in method of delivery/conveyance	<input type="checkbox"/> Nonuse of one or more points of diversion
<input type="checkbox"/> Alteration in method of water application	<input checked="" type="checkbox"/> Nonuse of all or a portion of the named water right
<input type="checkbox"/> Alteration in type of crop	<input type="checkbox"/> Other, Explain below:
Name of funding source(s):	

WATER RIGHT DESCRIPTION *

4. Point(s) of Diversion/Withdrawal:

A. Existing

SOURCE	NO.	¼	¼	SEC.	TWP.	RGE.	PARCEL #	WELL TAG #
Groundwater (Spokane Aquifer)	1	SE	SE	13	25N	43E	35134.9023	
Groundwater (Spokane Aquifer)	2	SE	SE	13	25N	43E	35134.9021	

Please include copies of all water well reports involved with this proposal. Also, if you know the distances from the nearest section corner to the above point(s) of diversion/withdrawal, please include that information in Item No. 6 (remarks) or as an attachment.

5. Purpose of Use:

A. Existing Use of the Water Right

PURPOSE OF USE	GPM or CFS	ACRE-FT/YR	PERIOD OF USE
Industrial	1625	429.6	continuously

B. Proposed Purpose of the Trust Water Right:

DESCRIBE THE PURPOSE(S) OF USE DURING THE PERIOD OF TRUST:	
PURPOSE OF USE	ACRE-FEET/YR
For the benefit of the aquifer to preserve groundwater resources in the Spokane Valley aquifer	429.6

6. Place of Use:

A. Existing:

LEGAL DESCRIPTION OF LANDS WHERE WATER IS PRESENTLY USED:							
*see attached							
¼	¼	SEC.	TWP.	RGE.	COUNTY	PARCEL #	# OF ACRES
	SE	13	23N	43E	Spokane	35134.3232, 35134.9021, 35134.9023, 35134.9027, 35134.9028, 35134.9029, 35134.9030, 35134.9057, 35134.9075, 35134.9077, 35134.9081, 35134.9086	
DO YOU OWN ALL THE LANDS IN THE EXISTING PLACE OF USE? <input checked="" type="checkbox"/> YES <input type="checkbox"/> NO – IF NO, PROVIDE OWNER(S) NAME:							

* If additional space is needed, please continue on the form: Attachment for Application to Enter a Water Right into the Trust Water Right Program.

6. Place of Use (continued)

B. Proposed:

IDENTIFY THE WATER BODY TO BE BENEFITED OR OTHER PLACE TO BE BENEFITED
The current water diversion is from the Spokane Aquifer. In accordance with the USGS Scientific Investigations Report No. 2007-5041: "Hydrogeologic Framework and Ground-Water Budget of the Spokane Valley-Rathdrum Prairie Aquifer, Spokane County, Washington, and Bonner and Kootenai Counties, Idaho"; the groundwater in the Spokane Aquifer is in direct hydraulic continuity with the Spokane River which is tributary to the Columbia River.

7. Remarks and Other Relevant Information:

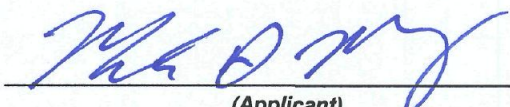
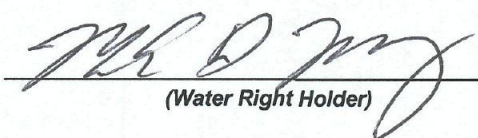
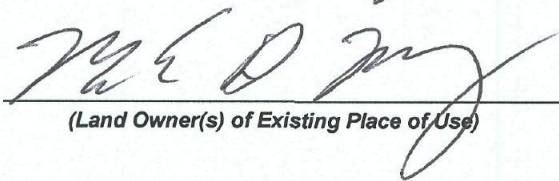
- Usage record attached
- Place in trust due to economy and low demand

Certain applications may incur a Real Estate Excise Tax liability for the seller of the water rights. The Department of Revenue has requested notification of potential taxable water right related actions and therefore may be provided with a copy of this request.

Please contact the State Department of Revenue for further information. The phone number is (360) 570-3265. The address is: Department of Revenue, Real Estate Excise Tax, PO Box 47477, Olympia, WA 98504-7477.

8. Signatures:

I certify that the information above is true and accurate to the best of my knowledge. I hereby grant staff from the Department of Ecology access to the above site(s) for inspection and monitoring purposes. If assisted in the preparation of the above application, I understand that all responsibility for the accuracy of the information rests with me.

 (Applicant) Mark D. Murphy, Vice President	<u>10 / 31 / 12</u> (Date)
 (Water Right Holder)	<u>11 / 14 / 12</u> (Date)
 (Land Owner(s) of Existing Place of Use)	<u>11 / 14 / 12</u> (Date)

IMPORTANT! APPLICATION FILING INFORMATION IS PROVIDED ON THE NEXT PAGE.

WE ARE RETURNING YOUR APPLICATION FOR THE FOLLOWING REASON(S):	
<input type="checkbox"/> ADDITIONAL SIGNATURES REQUIRED	<input type="checkbox"/> SECTION _____ IS INCOMPLETE
<input type="checkbox"/> OTHER/EXPLANATION: _____	
STAFF: _____	DATE: ____ / ____ / ____

PARCEL "A"

That portion of the W $\frac{1}{2}$ SE $\frac{1}{4}$ of Sec. 13, T. 25 N., R. 43 E.W.M., in Spokane County, Washington, described as follows:
Beginning at the point of intersection of the extended East line of Block 5, Stokes Addition, according to plat recorded in Volume "L" of Plats, Page 39, in Spokane County, Washington, (now vacated) with the South line of Maine Avenue (formerly First Avenue), now vacated, as shown on said map; thence North along said extended East line 561.5 feet to a point in the North line of Valley Way (formerly Second Avenue), now vacated, as shown on said map; thence West along said West line for a distance of 507.31 feet; thence Southeasterly in a straight line to the point of beginning.

PARCEL "B"

The East 528 feet of that part of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 13, T. 25 N., R. 43 E.W.M., in Spokane County, Washington, lying North of the right of way of the Chicago, Milwaukee and Puget Sound Railway Company,
EXCEPTING therefrom the South 222 feet thereof, and
EXCEPT right of way for Park Road.

PARCEL "C"

The West 264 feet of the East 792 feet of the SE $\frac{1}{4}$ SE $\frac{1}{4}$, lying north of the right of way of the Chicago, Milwaukee and Puget Sound Railway Company, in Sec. 13, T. 25 N., R. 43 E.W.M., in Spokane County, Washington.

PARCEL "D"

That part of the West 264 feet of the East 1056 feet of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 13, T. 25 N., R. 43 E.W.M., in Spokane County, Washington, lying North of the right of way of Chicago, Milwaukee and St. Paul and Puget Sound Railway Company.

PARCEL "E"

That part of the West 264 feet of the SE $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 13, T. 25 N., R. 43 E.W.M., in Spokane County, Washington, lying North of the right of way of the Chicago, Milwaukee and Puget Sound Railway Company.

PARCEL "F"

The W $\frac{1}{2}$ NE $\frac{1}{4}$ SE $\frac{1}{4}$ in Sec. 13, T. 25 N., R. 43 E.W.M., in Spokane County, Washington,
EXCEPT the North 330 feet thereof.

PARCEL "G"

That part of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 13, T. 25 N., R. 43 E.W.M., in Spokane County, Washington, more particularly described as follows:
Beginning at a point on the West line of the W $\frac{1}{2}$ SE $\frac{1}{4}$ of Sec. 13, 1946.5 feet North of the SW corner of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 13, said point being in the center of Third Street, East Spokane, according to Plat recorded in Volume "B" of Plats, Page 41, in Spokane County, Washington; thence East to the East line of said W $\frac{1}{2}$ SE $\frac{1}{4}$ of said Section; thence North to the NE corner of the W $\frac{1}{2}$ SE $\frac{1}{4}$ of said Section; thence West to the NW corner of said W $\frac{1}{2}$ SE $\frac{1}{4}$ of said Section; thence South to the place of beginning,
EXCEPT the West 20 rods thereof, and also
EXCEPTING therefrom that part thereof conveyed to the State of Washington for State Highway No. 2.

PARCEL "I"

That part of the NW $\frac{1}{4}$ SE $\frac{1}{4}$ of Sec. 13, T. 25 N., R. 43 E.W.M., in Spokane County, Washington, described as follows:
Beginning at a point on the West line of the W $\frac{1}{2}$ SE $\frac{1}{4}$ of said Sec. 13, 1385 feet North of the SW corner of the SW $\frac{1}{4}$ SE $\frac{1}{4}$ of said Section; thence North 561.5 feet; thence East 80 rods, more or less, to the East line of the W $\frac{1}{2}$ SE $\frac{1}{4}$ of said Section; thence South 561.5 feet to a point East of the point of beginning; thence West 80 rods, more or less, to the point of beginning.

PARCEL "J"

Lots 7 through 12, inclusive, Block 7,
Lots 1 through 12, inclusive, Block 9,
Lots 1 through 12, inclusive, Block 10,
Lots 1 through 12, inclusive, Block 15,
Lots 5 through 12, inclusive, Block 16,
All in Dundee Addition, according to plat recorded in Volume "C" of Plat, Page 27, in Spokane County, Washington,
together with all of vacated Alki Street lying between Blocks 7 and 10, the S $\frac{1}{2}$ of vacated Alki Street adjoining Block 9, all of vacated Olive Avenue lying between Blocks 10 and 15, the N $\frac{1}{2}$ of vacated Olive Avenue adjacent to Block 9 and all of that portion of vacated Girard Street adjacent to Blocks 10, 15 and the S $\frac{1}{2}$ of Block 7,
EXCEPT those portions conveyed for Park Road.

The South 115 feet of Lots 1, 2, 3, 4, 5, and 6, Block 7, Dundee's Addition, together with that portion of vacated Girard Street adjoining the South 115 feet of Lot 6, according to plat recorded in Volume "C" of Plats, Page 27, in Spokane County, Washington.